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fka The Bank of New York as Trustee for the
9 *Certificateholders CWALT, Inc., Alternative*
10 *Loan Trust 2005-3CB Mortgage Pass-Through*
Certificates, Series 2005-3CB

11
12 **UNITED STATES DISTRICT COURT**
13 **DISTRICT OF NEVADA**

14 THE BANK OF NEW YORK MELLON FKA
15 THE BANK OF NEW YORK AS TRUSTEE
16 FOR THE CERTIFICATEHOLDERS CWALT,
17 INC., ALTERNATIVE LOAN TRUST 2005-
3CB MORTGAGE PASS-THROUGH
CERTIFICATES, SERIES 2005-3CB,

18 Plaintiff,

19 v.

20 HIGHLAND RANCH HOMEOWNERS
ASSOCIATION; KERN & ASSOCIATES,
21 LTD; TBR I, LLC; AIRMOTIVE
INVESTMENTS LLC; DOE INDIVIDUALS I-
22 X, inclusive, and ROE CORPORATIONS I-X,
inclusive,

23 Defendants.

Case No. 3:16-cv-00436-RCJ-WGC

**STIPULATION AND ORDER TO
EXTEND DEADLINE TO FILE JOINT
PRETRIAL ORDER**

(FIRST REQUEST)

24
25 The Bank of New York Mellon fka The Bank of New York as Trustee for the
26 Certificateholders CWALT, Inc., Alternative Loan Trust 2005-3CB Mortgage Pass-Through
27 Certificates, Series 2005-3CB (**BoNYM**) and Highland Ranch Homeowners Association (**Highland**
28

Ranch), by and through their respective counsel, hereby stipulate and agree to extend the deadline to file a joint pretrial order by thirty (30) days, to **September 8, 2020**.

The Court entered an order granting in part and denying in part Highland Ranch's motion for summary judgment on July 8, 2020, finding BoNYM's claim for deceptive trade practices against Highland Ranch survived summary judgment and remained pending for trial. (ECF No. 116). Based on this order, the deadline to file a joint pretrial order is currently August 7, 2020. The parties are working on a draft joint pretrial order but require additional time to fully and accurately complete their respective portions. Further, the parties are currently engaged in settlement negotiations, which if successful would resolve the remaining claim for trial. The parties therefore request additional time to submit a joint pretrial order, which will allow the parties to continue working towards a potential resolution.

This is the parties' first request to extend the joint pretrial order deadline. This request is not made to cause delay or prejudice to any party.

DATED this 6th day of August, 2020

AKERMAN LLP

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 Association*

COURT APPROVAL

IT IS SO ORDERED.

Dated: August 17, 2020.

William G. Cobb
 UNITED STATES MAGISTRATE JUDGE
 Case No. 3:16-cv-00436-RCJ-WGC

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